

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO. <u>11-_____</u>
v.	:	DATE FILED: <u>March 17, 2011</u>
JOSE DE LA CRUZ-GUTIERREZ, a/k/a "Victor Tavares," a/k/a "Jose Manuel"	:	VIOLATION: 8 U.S.C. § 1326(a) and (b)(2) (reentry after deportation-1 count)

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about February 17, 2011, in the Eastern District of Pennsylvania, defendant

**JOSE DE LA CRUZ-GUTIERREZ,
a/k/a "Victor Tavares,"
a/k/a "Jose Manuel,"**

an alien, and native and citizen of the Dominican Republic, who had previously been deported and removed from the United States on or about May 2, 1995, was found in the United States, having knowingly and unlawfully reentered the United States without first applying to the Attorney General of the United States or his successor, the Secretary for Homeland Security (Title 6, United States Code, Sections 202(3), (4) and 557), for permission to reapply for admission, and without receiving in response the express consent of the Attorney General or his successor to reapply for admission.

In violation of Title 8, United States Code, Sections 1326(a) and (b)(2).

A TRUE BILL:

FOREPERSON

ZANE DAVID MEMEGER
United States Attorney